

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

COURTNEY MOTLEY,

Case No. 3:20-cv-00056-MMD-CLB

Plaintiff,

ORDER

v.

NEVADA, STATE OF, et al.,

Defendants.

**I. DISCUSSION**

Plaintiff, a former inmate in the custody of the Nevada Department of Corrections, has an application to proceed *in forma pauperis* for prisoners. (ECF No. 112.) However, Plaintiff has updated his address, indicating that he is no longer incarcerated. (ECF No. 122.) Accordingly, the Court denies the application to proceed *in forma pauperis* for prisoners as moot because Plaintiff is no longer incarcerated.

The Court now directs Plaintiff to file an application to proceed *in forma pauperis* by a non-prisoner within thirty (30) days from the date of this order or pay the full filing fee of \$400.<sup>1</sup> If Plaintiff fails to file an application to proceed *in forma pauperis* by a non-prisoner or pay the \$400 filing fee within thirty (30) days, this case will be subject to dismissal without prejudice.

**II. CONCLUSION**

For the foregoing reasons, IT IS ORDERED that Plaintiff's application to proceed *in forma pauperis* for prisoners (ECF Nos. 112) is DENIED as moot.

IT IS FURTHER ORDERED that the Clerk of the Court WILL SEND Plaintiff the approved form application to proceed *in forma pauperis* by a non-prisoner, as well as the document entitled information and instructions for filing an *in forma pauperis* application.

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<sup>1</sup> The Court notes that the filing fee for civil cases increased from \$400 to \$402 on December 1, 2020. However, because Plaintiff initiated this action on January 23, 2020, he would be subject to the previous \$400 filing fee.

1 IT IS FURTHER ORDERED that within **thirty (30) days** from the date of this order,  
2 Plaintiff will either: (1) file a fully complete application to proceed *in forma pauperis* for  
3 non-prisoners; or (2) pay the full filing fee of \$400.

4 IT IS FURTHER ORDERED that, if Plaintiff fails to timely comply with this order,  
5 this case will be subject to dismissal without prejudice.

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7 DATED THIS 9th day of June 2021.

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9 UNITED STATES MAGISTRATE JUDGE  
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